IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTEENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE M.H.S. ANSARI

and
THE HON'BLE MR JUSTICE T.CH.SURYA RAO

WRIT PETITION NO : 7147 of 2004

Between:

Sri Bhramaramba Mallikarjuna Swamyvari Devasthanam, Srisailam, Kurnool District rep.by its Cheif Executive
Officer-Full Additional Charge, Sri S.S.Prasada Reddy.

..... PETITIONER

AND

1 The Commercial Tax Officer, Nandyala.
2 The Commissioner of Commercial Taxes, Andhra Pradesh,

Hyderabad.
3 The Principal Secretary, Revenue Department, Andhra

Pradesh

Secretariat, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High

Court may be pleased to issue a Writ or Order or direction particularly one in the nature of Writ of Certiorari after calling for the records and quash the notice dated 23-11-2003 for the assessment year 2002-2003 (APGST).

Counsel for the Petitioner:MR.S.KRISHNA MURTHY

Counsel for the Respondent Nos.1 to 3: GP FOR COMMERCIAL TAXES

The Court made the following :

O R D E R (Per MHSA,J)

In the instant writ petition, petitioner – Devasthanam has questioned the notice of the Commercial Tax Officer (I) dated 23.11.2003, whereby the Devasthanam was requested to pay the tax specified therein by way of demand draft or through bank challan.

2. Learned Government Pleader for Commercial Taxes appearing for the respondent – Department submits upon instructions of his client that the said notice dated 23.11.2003 has been withdrawn.

3. In view of the withdrawal of the notice impugned in the writ petition, nothing survives for consideration in the writ petition. Accordingly writ petition is closed without any directions or orders. No order as to costs.

M.H.S.ANSARI,J

DATE:17.01.2005 T.CH.SURYA RAO,J

AVS

To

1 The Commercial Tax Officer, Nandyala.
2 The Commissioner of Commercial Taxes, Andhra Pradesh,

Hyderabad.
3 The Principal Secretary, Revenue Department, Andhra

Pradesh Secretariat, Hyderabad.

4. Two C.Cs. to G.P. for Commercial Taxes, A.P.High Court

Buildings, Hyderabad (O.U.T.).

5. Two C.D. copies.